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EDUCATIONAL TESTING SERVICE

DISABILITY PLAN and Real Party in Interest

UNUM LIFE INSURANCE COMPANY

OF AMERICA

**UNITED STATES DISTRICT COURT**

**FOR THE NORTHERN DISTRICT OF CALIFORNIA**

**E-FILING**

SONYA FORD,

Plaintiff,

vs.

EDUCATIONAL TESTING SERVICE

DISABILITY PLAN,

Defendant.

UNUM LIFE INSURANCE COMPANY OF  
AMERICA,

Real Party in Interest.

CASE NO. C 05 3786 MMC

STIPULATION FOR DISMISSAL  
WITH PREJUDICE AND  
[PROPOSED] ORDER THEREON


IT IS HEREBY STIPULATED by and between the parties to this action, through their designated counsel of record, that the above-captioned action be and hereby is dismissed with prejudice pursuant to Federal Rules of Civil Procedure, Rule 41.

Each party shall bear its own costs and attorneys' fees in this action.

Pursuant to local rules, this document is being electronically filed through the Court's ECF System. In this regard, counsel for defendant hereby attests that (1) the content of this document is acceptable to all persons required to sign the document; (2) plaintiff's counsel has concurred with the filing of this document; and (3) a record supporting this concurrence is available for inspection or production if so ordered.

LAW OFFICES OF  
LAURENCE F. PADWAY

DATED: July 27, 2006

By:  /s/ LAURENCE F. PADWAY  
LAURENCE F. PADWAY  
Attorneys for Plaintiff  
SONYA FORD

RIMAC & MARTIN, P.C.

DATED: July 27, 2006

By: /s/ ANNA M. MARTIN  
ANNA M. MARTIN  
Attorneys for Defendants  
EDUCATIONAL TESTING SERVICE  
DISABILITY PLAN and UNUM LIFE  
INSURANCE COMPANY OF AMERICA

**ORDER**

IT IS HEREBY ORDERED that this matter be, and hereby is, dismissed with prejudice.  
**SO ORDERED.**

DATED: July 31, 2006

  
UNITED STATES DISTRICT COURT JUDGE